

EXHIBIT C
COPY OF THE PETITION UNDER 37 C.F.R. 1.84(2)



PATENT
671302-2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : MAKOTO SATO ET AL.
Serial No. : 10/788,793
For : PROTEINS HAVING EFFECTS OF CONTROLLING CELL
MIGRATION AND CELL DEATH
Filed : FEBRUARY 27, 2004
Examiner : HOPE A. ROBINSON
Art Unit : 1653

745 Fifth Avenue,
New York, NY 10151

EXPRESS MAIL

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Date of Deposit: *September 2, 2005*

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Barnet Shindlerman
(Signature of person mailing paper or fee)

PETITION UNDER 37 CFR 1.84(2)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This paper is submitted in partial response to the Office Action of May 3, 2005, and is being filed concurrently with an Amendment and Request for Extension of Time in response to the Office Action of May 3, 2005. The Examiner objected to the color drawings filed with this application because no petition for acceptance of these drawings was filed with the application. Pursuant to the requirements of 37 CFR 1.84(2), Applicants hereby petition for acceptance of the color drawings previously filed with this application. Accompanying this Petition is the required

fee of \$130 fee as set forth in 37 CFR 1.17(h). The Commissioner is hereby authorized to charge any additionally required fee, or credit any overpayment in fees, to Deposit Account No. 50-0320.

It is respectfully submitted that these color drawings are needed to properly show, in correct detail, the fluorescence microscopy images included in the drawings. It is for this reason is that Applicants petition for the acceptance of the color drawings that were originally submitted with the application. By the amendment filed concurrently herewith, Applicants have amended the specification to include the required statement regarding the inclusion of color drawings.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP

By: Deborah L. Lu
Thomas J. Kowalski
Deborah L. Lu
Reg. No. 50,940
Reg. No. 32,147
Tel (212) 588-0800, Fax (212) 588-0500

Sir:



Serial No. 10/788,793 File No. 671302-2005 By TSK/JAG

Title in the Matter of the Application of PROTEINS HAVING EFFECTS...

Applicant(s)/Inventor(s) M SATO et al.

The following due 9/3/05 in the U.S. Patent Office, was received in the Patent Office

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| <input type="checkbox"/> Affidavit | <input type="checkbox"/> Declaration | <input type="checkbox"/> Express Mail Mailing Label # _____ |
| <input checked="" type="checkbox"/> Amendment | | <input type="checkbox"/> (separate sheet) |
| <input type="checkbox"/> Preliminary Amendment | | <input checked="" type="checkbox"/> Check No. <u>037912</u> for \$ <u>120.00</u> |
| <input type="checkbox"/> Amendment After Final Rejection | | <input type="checkbox"/> Amex Payment No. <u>037922</u> for \$ <u>130.00</u> |
| <input checked="" type="checkbox"/> Request for Extension of Time | | <input type="checkbox"/> Deposit Account Order Form |
| <input type="checkbox"/> Provisional Patent Application | | <input type="checkbox"/> Drawing _____ Sheet(s) |
| <input type="checkbox"/> Application for Patent, including | | <input type="checkbox"/> Information Disclosure Statement |
| <u> </u> Pages Specification <u> </u> Claims <u> </u> Abstract | | <input type="checkbox"/> PTO Form 1449 |
| <input type="checkbox"/> Declaration <input type="checkbox"/> Oath <input type="checkbox"/> Power | | <input type="checkbox"/> Issue Fee/Publication Fee Transmittal |
| <input type="checkbox"/> Request for Filing Continuation or Divisional | | <input type="checkbox"/> Appeal Brief (triplicate) <input type="checkbox"/> Letter |
| Application <u> </u> sheets | | <input type="checkbox"/> Application for TM Registration |
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| <input type="checkbox"/> Assignment <input type="checkbox"/> Recordation Cover Sheet | | <input type="checkbox"/> Priority Document <input type="checkbox"/> Statement of Use |
| <input type="checkbox"/> Amendment Fee Transmittal | | <input type="checkbox"/> Response to Examiner's Statement |
| <input type="checkbox"/> Claim of Priority | | <input type="checkbox"/> Search Report |
| <input type="checkbox"/> Request for Approval of Drawings | | <input type="checkbox"/> Response to Notice to File Missing Parts |
| <input type="checkbox"/> Diskette with Sequence Listing | | <input checked="" type="checkbox"/> <u>Petition for acceptance of color drawings</u> |

Express Mail # EV 723363585 US 9/2/05

Serial No. 10/788,793 File No. 671302-2005 By TSK/JAG

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| <u> </u> Pages Specification <u> </u> Claims <u> </u> Abstract | | <input type="checkbox"/> PTO Form 1449 |
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FROMMER LAWRENCE & HAUG LLP

745 FIFTH AVENUE
NEW YORK, NY 10151

037922

9/2 2005

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FROMMER LAWRENCE & HAUG LLP

APPLICANT

M. SATO et al.

SERIAL NO.

10/783,793

FI & H DOCKET NO.

671302-2005

TITLE

PROTEINS HAVING EFFECTS OF

CONTROLLING CELL

☐ APPEAL BRIEF☐ APPEAL FEE☐ CERTIFICATE OF CORRECTION☐ DISCLAIMER☐ EXTENSION OF TIME☐ FEE FOR ADDED CLAIMS☐ FILING FEE☐ ISSUE FEE☐ MAINTENANCE FEE☐ MISSING PARTS☐ NOTICE OF OPPOSITION☒

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CHARGE TO

NAME OF CLIENT OR ACCOUNT

FILE NO.

ATTORNEY

AMOUNT

Hirota & Associates

671302-
2005

TIK/JAG

130.00